

G.S. 150B-21.3A Report for 01 NCAC Chapter 05, Purchase and Contract									
Agency - Administration, Department of									
Comment Period - Filled in by Agency									
Date Submitted to APO - Filled in by RRC staff									
Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Implements or Conforms to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]
SUBCHAPTER 05A – DIVISION OF PURCHASE AND CONTRACT		01 NCAC 05A .0101	RESPONSIBILITY	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05A .0102	SCOPE	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05A .0104	LOCATION	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05A .0108	FORMS: PROCEDURES: TERMS AND CONDITIONS	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05A .0112	DEFINITIONS	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
SUBCHAPTER 5B - PURCHASE PROCEDURES	SECTION .0100 - REQUISITIONING	01 NCAC 05B .0101	PROCEDURE	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .0102	VERBAL REQUESTS	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .0103	CONFIDENTIALITY	Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
	SECTION .0200 - SPECIFICATIONS	01 NCAC 05B .0201	TYPES OF SPECIFICATIONS	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .0202	NEED	Readopted Eff. February 27, 1979	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .0203	DEVELOPMENT OF SPECIFICATIONS	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .0204	ARTICLES FOR SPECIAL PURPOSES	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .0205	NORTH CAROLINA PRODUCTS	Readopted Eff. February 27, 1979	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .0206	SUBMISSION FOR ADOPTION	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .0207	COPIES OF SPECIFICATIONS	Amended Eff. February 1, 1996	Necessary with substantive public interest	No		Select One	Select One
		01 NCAC 05B .0208	QUALIFIED PRODUCTS LIST	Amended Eff. April 1, 1999	Necessary with substantive public interest	No		Select One	Select One
		01 NCAC 05B .0210	CONFIDENTIALITY	Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
	SECTION .0300 - PROCUREMENT AUTHORIZATION AND PROCEDURES	01 NCAC 05B .0301	CONTRACTING REQUIREMENTS	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .0303	TELEGRAPH, FACSIMILE, AND TELEPHONE OFFERS	Amended Eff. April 1, 1999	Necessary with substantive public interest	No		Select One	Select One
		01 NCAC 05B .0304	RECALL OF OFFERS	Amended Eff. February 1, 1996	Necessary with substantive public interest	No		Select One	Select One
		01 NCAC 05B .0305	PUBLIC OPENING	Amended Eff. April 1, 1999	Necessary with substantive public interest	No		Select One	Select One

G.S. 150B-21.3A Report for 01 NCAC Chapter 05, Purchase and Contract									
Agency - Administration, Department of									
Comment Period - Filled in by Agency									
Date Submitted to APO - Filled in by RRC staff									
Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Implements or Conforms to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]
		01 NCAC 05B .0306	LATE OFFERS, MODIFICATIONS, OR WITHDRAWALS	Amended Eff. April 1, 1999	Necessary with substantive public interest	No		Select One	Select One
		01 NCAC 05B .0307	ERROR/CLARIFICATION	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .0308	EXTENSION OF ACCEPTANCE TIME	Amended Eff. February 1, 1996	Necessary with substantive public interest	No		Select One	Select One
		01 NCAC 05B .0309	EVALUATION	Amended Eff. April 1, 1999	Necessary with substantive public interest	No		Select One	Select One
		01 NCAC 05B .0310	NOTIFICATION OF AWARD	Amended Eff. April 1, 1999	Necessary with substantive public interest	No		Select One	Select One
		01 NCAC 05B .0312	LACK OF COMPETITION	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One

G.S. 150B-21.3A Report for 01 NCAC Chapter 05, Purchase and Contract									
Agency - Administration, Department of									
Comment Period - Filled in by Agency									
Date Submitted to APO - Filled in by RRC staff									
Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Implements or Conforms to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]
		01 NCAC 05B .0313	TABULATIONS AND ABSTRACTS	Amended Eff. February 1, 1996	Necessary with substantive public interest	No		Select One	Select One
		01 NCAC 05B .0314	SOLICITATION DOCUMENTS	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .0315	DIVISION OF REQUIREMENTS	Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .0316	ADVERTISEMENT REQUIREMENTS	Eff. April 1, 1999	Necessary with substantive public interest	No		Select One	Select One
		01 NCAC 05B .0317	MANDATORY CONFERENCES/SITE VISITS	Eff. April 1, 1999	Necessary with substantive public interest	No		Select One	Select One
	SECTION .0500 - REJECTION OF OFFERS	01 NCAC 05B .0501	BASIS FOR REJECTION	Amended Eff. February 1, 1996	Necessary with substantive public interest	No		Select One	Select One
		01 NCAC 05B .0502	PUBLIC RECORD	Amended Eff. February 1, 1996	Necessary with substantive public interest	No		Select One	Select One
		01 NCAC 05B .0503	NEGOTIATION	Amended Eff. April 1, 1999	Necessary with substantive public interest	No		Select One	Select One
	SECTION .0600 - PURCHASE OF USED ITEMS	01 NCAC 05B .0601	GENERAL PROCEDURES	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .0602	ACQUISITION IN BEST INTEREST OF STATE	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
	SECTION .0700 - REMOVAL OF CERTAIN ITEMS FROM GENERAL CONSTRUCTION	01 NCAC 05B .0701	POLICY	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
	SECTION .0900 - INSPECTION AND TESTING	01 NCAC 05B .0901	RESPONSIBILITY	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .0902	SELECTION	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .0903	REINSPECTIONS	Readopted Eff. February 27, 1979	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .0904	SAMPLES	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .0905	SPECIFICATIONS	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .0906	REPORT OF DISCREPANCY	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
	SECTION .1000 - GUARANTEES AND WARRANTIES	01 NCAC 05B .1001	ENFORCEMENT	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .1002	REPORT TO PURCHASING	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .1003	RESPONSIBILITY OF USING AGENCY	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
	SECTION .1100 - TERM CONTRACTS	01 NCAC 05B .1101	USE	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One

G.S. 150B-21.3A Report for 01 NCAC Chapter 05, Purchase and Contract									
Agency - Administration, Department of									
Comment Period - Filled in by Agency									
Date Submitted to APO - Filled in by RRC staff									
Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Implements or Conforms to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]
		01 NCAC 05B .1102	DETERMINING FACTORS	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .1105	SPECIAL ITEMS	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .1108	EXTENSION OF CONTRACT TERMINATION DATES	Eff. February 1, 1996	Necessary with substantive public interest	No		Select One	Select One
	SECTION .1200 - PARTIAL AND MULTIPLE AWARDS SECTION .1400 - WAIVER OF COMPETITION	01 NCAC 05B .1201	USE	Amended Eff. February 1, 1996	Necessary with substantive public interest	No		Select One	Select One
		01 NCAC 05B .1401	POLICY	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .1402	APPROVAL AND DOCUMENTATION	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
	SECTION .1500 - MISCELLANEOUS PROVISIONS	01 NCAC 05B .1501	CONFIDENTIALITY	Amended Eff. April 1, 1999	Necessary with substantive public interest	No		Select One	Select One
		01 NCAC 05B .1504	PAYMENT PLANS	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .1505	FUNDS FROM DIFFERENT SOURCES	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .1506	CONDITIONAL GRANTS ETC IN PUBLIC PURCHASING	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .1507	CHANGE IN CORPORATE STRUCTURE	Amended Eff. April 1, 1999	Necessary with substantive public interest	No		Select One	Select One
		01 NCAC 05B .1508	PURCHASES FOR ACROSS THE COUNTER RESALE	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .1509	PURCHASING FROM OR THROUGH AGENCY EMPLOYEES	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .1510	USE OF PURCHASING POWER FOR PRIVATE GAIN	Amended Eff. April 1, 1999	Necessary with substantive public interest	No		Select One	Select One
		01 NCAC 05B .1511	ANTITRUST VIOLATIONS	Amended Eff. April 1, 1999	Necessary with substantive public interest	No		Select One	Select One
		01 NCAC 05B .1512	AVAILABILITY OF SERVICES TO CERTAIN NON-STATE AGENCIES	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .1513	COOPERATIVE PURCHASING	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .1516	ADVERTISING	Eff. February 1, 1996	Necessary with substantive public interest	No		Select One	Select One
		01 NCAC 05B .1518	BOARD OF AWARD	Amended Eff. April 1, 1999	Unnecessary	No		Select One	Select One
		01 NCAC 05B .1519	PROTEST PROCEDURES	Amended Eff. April 1, 1999	Necessary with substantive public interest	No		Select One	Select One
		01 NCAC 05B .1520	DEFAULT PROCEEDINGS; DEBARMENT	Amended Eff. April 1, 1999	Necessary with substantive public interest	No		Select One	Select One
		01 NCAC 05B .1521	FAITHFUL PERFORMANCE	Amended Eff. April 1, 1999	Necessary with substantive public interest	No		Select One	Select One

G.S. 150B-21.3A Report for 01 NCAC Chapter 05, Purchase and Contract									
Agency - Administration, Department of									
Comment Period - Filled in by Agency									
Date Submitted to APO - Filled in by RRC staff									
Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Implements or Conforms to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]
		01 NCAC 05B .1522	RECIPROCAL PREFERENCE	Eff. April 1, 2003	Necessary with substantive public interest	No		Select One	Select One
		01 NCAC 05B .1523	PROCUREMENT CARDS	Eff. April 1, 2003	Necessary without substantive public interest	No		Select One	Select One
	SECTION .1600 - EXEMPTIONS, EMERGENCIES AND SPECIAL DELEGATIONS	01 NCAC 05B .1601	EXEMPTIONS	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .1602	EMERGENCIES	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .1603	SPECIAL DELEGATIONS	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .1604	GENERAL DELEGATIONS	Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .1605	COMPLIANCE REVIEWS	Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .1803	SUPERVISION	Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .1804	PERSONAL PROPERTY INVENTORY PLAN	Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
	SECTION .1900 - RECORDS OF THE DIVISION OF PURCHASE AND CONTRACT	01 NCAC 05B .1901	RECORD MAINTENANCE	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05B .1903	FILES	Amended Eff. April 1, 1999	Necessary without substantive public interest	No		Select One	Select One
SUBCHAPTER 5D - CONSULTANT CONTRACTS	SECTION .0100 - CONSULTANTS	01 NCAC 05D .0101	APPLICABILITY	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05D .0102	DEFINITION	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
	SECTION .0200 - CONTRACTING PROCEDURE FOR CONSULTANTS	01 NCAC 05D .0201	GENERAL STATEMENT OF POLICY	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05D .0202	CONSULTING CONTRACTS WITH OTHER AGENCIES	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05D .0203	REQUESTS FOR AUTHORITY TO CONTRACT WITH CONSULTANTS	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05D .0204	REVIEW OF AGENCY REQUESTS	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05D .0205	COMPETITIVE PROPOSALS	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05D .0206	NEGOTIATED CONSULTANT CONTRACTS	Amended Eff. July 1, 1987	Necessary without substantive public interest	No		Select One	Select One

G.S. 150B-21.3A Report for 01 NCAC Chapter 05, Purchase and Contract

Agency - Administration, Department of

Comment Period - Filled in by Agency

Date Submitted to APO - Filled in by RRC staff

Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Implements or Conforms to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]
		01 NCAC 05D .0207	CONSULTANT CONTRACT MODIFICATION	Amended Eff. July 1, 1987	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05D .0208	FORMAT	Readopted Eff. February 27, 1979	Necessary without substantive public interest	No		Select One	Select One
		01 NCAC 05D .0209	RELATIONSHIP OF CONSULTANT TO STATE	Amended Eff. February 1, 1996	Necessary with substantive public interest	No		Select One	Select One